

**MINUTES OF THE  
EXECUTIVE OFFICES & CRIMINAL JUSTICE  
JOINT APPROPRIATIONS SUBCOMMITTEE  
ROOM W015, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX  
January 23, 2008**

**Members Present:** Sen. Michael G. Waddoups, Co-Chair  
Rep. Eric K. Hutchings, Co-Chair  
Rep. Douglas C. Aagard  
Rep. Keith Grover  
Rep. Christopher N. Herrod  
Rep. Curtis Oda  
Rep. Jennifer M. Seelig

**Members Absent:** Sen. Curtis S. Bramble  
Sen. Scott D. McCoy  
Rep. Brad King

**Staff Present:** Jonathan Ball, Fiscal Analyst  
Gary Ricks, Fiscal Analyst  
Gary Syphus, Fiscal Analyst  
Carrie Griffith, Committee Secretary

**Note:** A list of visitors and a copy of handouts are filed with the committee minutes.

Rep. Hutchings called the meeting to order at 2:30 p.m.

Gary Ricks, Fiscal Analyst, informed the Subcommittee that handouts distributed by various Agencies and Departments in attendance at the January 16, 2008 meeting were put into packets and inserted into their binders.

Sen. Waddoups commented that the base budgets would be voted on in the Senate this week and asked the Subcommittee to carefully review those budgets. He stated that if anyone thought issues needed to be altered, priorities needed to be changed, or if there were any other concerns, inform him or Rep. Hutchings as soon as possible.

**State Auditor Budget Review**

Auston Johnson, State Auditor, assisted by Dean Eborn, Director, gave a brief overview of the Office's duties and responsibilities. A handout was distributed describing the Office's background, its mission statement and its goals and objectives. The handout also detailed Performance Accomplishments during Fiscal Year 2007. Mr. Johnson reviewed those accomplishments and various items listed under the headings of "Financial Audit," "Performance Audit," "Special Projects" and "Local Government."

Other items reviewed on the handout, under the heading of “State Auditor Performance Audits – Cost Savings,” were the “Mountainland ATC Report,” “Ogden City Report,” “CCJJ Report,” and “Maximizing Available Federal Funds.” A brief overview was given of each of the above-mentioned audits.

Mr. Johnson stated the need of four more Performance Auditors. The handout describes the background of Performance Auditors and the Office’s staffing level request. An in-depth explanation was given of Performance Audits.

Mr. Johnson responded to questions by Subcommittee members regarding the difference between Legislative Auditors and State Auditors responsibilities, Performance Audits and Maximizing Federal Funds.

Gary Ricks explained the Budget Brief, which was prepared by the Fiscal Analyst office. It details general information about the State Auditor’s Office. He also drew the attention of the Subcommittee to S.B. 1, which is the Base Budget Bill, and also the Budget Detail Table. These were shown so the Subcommittee could make a connection between the financial information the Analysts office generates with how it is found in the Bill. He also stated the Auditor’s Office budget is a single line item, meaning they can legally shift money between their programs as needed to balance and meet their responsibilities.

Jonathan Ball, Fiscal Analyst, and Mr. Ricks responded to questions raised by Subcommittee members regarding nonlapsing funds, dedicated credits and budget issues.

## **Governor**

Gary Herbert, Lt. Governor, assisted by Sandy Naegle, Fiscal Manager, addressed the Subcommittee. A handout was distributed which describes a summary of funding requests for FY2008 and FY2009.

Mr. Herbert briefly described the four main areas their Office is asking for funding: (1) Special Election, \$2,000,000; (2) Voting System Maintenance, \$1,398,700 for software license and \$2,072,300 for hardware maintenance; (3) Planning Grants, \$250,000 supplemental and \$300,000 ongoing; and (4) Governor’s Energy Advisor, \$500,000.

Mr. Herbert expressed concern that the voting system maintenance has been postponed the last couple of years. He also went into detail regarding areas the Energy Advisor monies would be used, including a vehicle idle reduction program, School bus retrofit program (using natural gas), and clean coal technology.

Michael Cragun, Director of Elections, responded to questions relating to the voting system and problems encountered with them.

Mr. Herbert expressed appreciation for support given their Office in the past and requested the Subcommittee give their requests appropriate consideration.

Jonathan Ball gave a brief overview of the Budget Brief, explaining the difference in the Analyst recommendations and the requests of the Governor's Office. The Budget Brief details alternate options for distributing monies.

### **Treasurer**

Richard Ellis, Chief Deputy, excused Ed Alter, State Treasurer, who is out of town. A handout was distributed and explained by Mr. Ellis, which describes the functions, duties and responsibilities of the Department. He explained what the Department has done with their appropriated monies and detailed items on the handout, which include: Bank for State Agencies; Investing Idle Funds; Debt Issuance; and Unclaimed Property.

Mr. Ellis stated they are not asking for building blocks this year, but hoped the Subcommittee would continue their ongoing funds.

Kim Oliver, Administrator Unclaimed Property, answered questions relating to unclaimed property and how it is advertised and claimed.

Gary Ricks explained the Budget Brief. He stated that the budget is small because of efficient use of the monies appropriated to the Department. He acknowledged that, like the State Auditor, the Department's budget is a single line item, meaning they can legally shift money between their programs as needed to balance and meet their responsibilities.

Directing the attention of the Subcommittee to S.B. 1, the Base Budget Bill, Mr. Ricks showed them that page 4, Item 12, is the Treasurer's base budget. He mentioned that the base budget does not show personnel pay increases, stating those types of increases will occur in the future.

### **Attorney General**

Warren Haidenthaler, Financial Manager and Budget Director, sat at the Speaker table and was available for questions.

Gary Ricks described the Agency's five line items, which are: "Attorney General Operations," "Contract Attorney's," "Utah Prosecution Council (UPC)," "Children's Justice Centers," and "Domestic Violence."

Mr. Ricks detailed an issue under “Contract Attorneys” relating to the final payment of “David C.” litigation, which is a cost incurred outside the Agency’s normal operations.

The Analyst is not recommending any Building Blocks at this time. He mentioned that a document will be handed out in the near future showing a balance of additional spending to the State Legislature and detail where the money goes for each Department throughout the entire State Government.

### **Other Business**

Sandy Naegle distributed a packet titled “Governor’s Budget Recommendations,” produced by herself, Dave Walsh and Tenielle Young, the Governor’s Budget Analysts. Ms. Naegle described the contents of the packet, stating there is a one or two-page summary of each of the Subcommittee’s Departments or Agencies which shows the Governor’s Recommendations.

MOTION: Rep. Aagard moved to adjourn.

Rep. Hutchings adjourned the meeting at 4:17 p.m.

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Sen. Michael G. Waddoups, Co-Chair

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Rep. Eric K. Hutchings, Co-Chair